

REMARKS/ARGUMENTS

This submission accompanying a Request for Continued Examination hereby respectfully requests that the Amendment after the Final Rejection mailed on February 19, 2004 as Reply to Paper No. 4 not be entered. Accordingly the amendments provided herewith amend the claims as they existed at the filing of the Reply to Paper No. 2 on January 12, 2004.

Pending claims 1-15 and 17-21 stand rejected under 35 U.S.C. §103(a) over U.S. Patent No. 4,964,162 (McAdam) in view of U.S. Patent No. 5,416,801 (Chouly). Applicants respectfully traverse the rejection.

Claim 1 and claims 2-11 depending therefrom are patentable over the proposed combination, as neither McAdam nor Chouly teach or suggest broadcasting audio and video signals in which a digitally encrypted audio signal is broadcast using a plurality of overlapping subcarriers. For at least this reason, claim 1 and the claims depending therefrom are patentable over the proposed combination.

With respect to claim 12, neither McAdam or Chouly teach or suggest a transmitter that includes a graphics pattern generator that provides a graphics pattern to overlay on an analog video signal to form an obscured video signal. In this regard, it is respectfully noted that the Office Action does not indicate any portion of McAdam that is contended to be a graphics pattern generator. Nor is there such a graphics pattern generator in McAdam, as the video encoder of McAdam merely reverses or line spin scrambles given lines of a video signal. Accordingly, claim 12 and claims 13-15 and 17 are patentable.

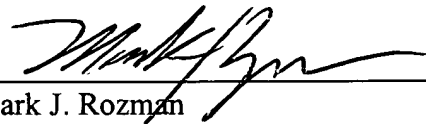
For similar reasons, claims 18-21 are patentable, as neither McAdam nor Chouly teach or suggest a device to remove a graphics overlay from an analog video signal.

It is further respectfully submitted that new claims 22-26 are patentable over the cited art, as each of these claims depends (directly or indirectly) from one of independent claims 1, 12, and 18.

The application is believed to be in condition for allowance and the Examiner's prompt action in accordance therewith is respectfully requested. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504.

Respectfully submitted,

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